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FILED
IN CLERK'S OFFICE
U. S. DISTRICT COURT E.D. N.Y.
SEP 21 2005
RML A.M. _____
P.M. _____

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MICHAEL ANTINUCHE,

Petitioner,

- against -

SUPERINTENDENT ANTHONY ZON,

Respondent.

X

TOWNES, United States District Judge:

Petitioner's motion for a stay of the proceedings for him to exhaust claims in state court is DENIED for the reasons stated in the Letter Memorandum of the District Attorney of Queens County, New York, dated September 19, 2005, and filed with the Court that date.

SO ORDERED.

Dated: Brooklyn, New York
September 22, 2005

SANDRA L. TOWNES
United States District Judge